

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of: ) Group Art Unit: 1624  
WALLACE et al. ) Confirmation No.: 2454  
 ) Examiner: Noble E. Jarrell  
U.S. Serial No.: 10/642,440 )  
 )  
Filing Date: August 14, 2003 )  
 ) DATE OF TRANSMITTAL: 05/06/2009  
U.S. Patent No.: 7,501,427 ) I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING  
 ) TRANSMITTED TO THE USPTO BY ELECTRONIC FILING THROUGH  
Issue Date: March 10, 2009 ) PRIVATE PAIR ON THE DATE INDICATED ABOVE.  
 ) TYPED OR PRINTED NAME: SUSAN ELSBERRY  
For: QUINAZOLINE ANALOGS AS )  
RECEPTOR TYROSINE KINASE )  
INHIBITORS )  
 )  
Atty. File No.: 102-02-US )

Mail Stop Petition  
Director of the USPTO  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REQUEST FOR RECONSIDERATION OF PATENT TERM ADJUSTMENT**  
**UNDER 37 CFR § 1.705(d)**

Dear Sir:

1. This is a Request for Reconsideration of patent term adjustment of 695 days under 35 USC § 154(b) indicated on the above-identified patent. It is respectfully requested that Patentees be granted a minimum patent term adjustment of 1093 days.

2. The above-identified patent issued March 10, 2009, after payment of the issue fee on June 2, 2008. After payment of the issue fee, *Wyeth v. Dudas*, 580 F.Supp.2d 138 (D.D.C. 2008), was decided, implicating the USPTO's interpretation of 35 USC § 154. Patentee hereby requests recalculation and reconsideration of the patent term adjustment indicated in the above-identified patent in accordance with the holding in *Wyeth*.

3. As required by 37 CFR § 1.705(d), this request is being filed within two months of the date the patent issued and the materials required by 37 CFR § 1.705 (b)(1) and (b)(2) are included herewith.

3. Patentees submit herewith a "Statement of Facts Under 37 CFR § 1.705(b)(2)".


4. In accordance with 37 CFR § 1.705(b)(1), please charge the fee set forth in 37 CFR § 1.18(e) (\$200) to our Deposit Account No. 50-4178.

Respectfully submitted,

ARRAY BIOPHARMA, INC., Applicant

Customer Number: **37802**

Date: May 6, 2009

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